

The Hon. James L. Robart

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

WILLIAM LEROY LENZ,

Defendant.

No. CR19-198-JLR

**MOTION FOR ENTRY OF A  
FINAL ORDER OF FORFEITURE**

NOTE ON MOTION CALENDAR:  
May 28, 2021

The United States, by and through its undersigned counsel, moves pursuant to Federal Rule of Criminal Procedure (“Fed. R. Crim. P.”) 32.2(c)(2) for entry of a Final Order of Forfeiture forfeiting to the United States the following property:

- One Apple iPhone seized from WILLIAM LEROY LENZ on September 21, 2019; and
- One Lenovo laptop (S/N: PF0BTFYV) seized from WILLIAM LEROY LENZ on September 21, 2019.

This motion is based on the following procedural facts, which are reflected in the pleadings filed and orders entered in this matter.

On September 17, 2020, Defendant Lenz pled guilty to Attempted Transportation of Child Pornography, in violation of 18 U.S.C. §§ 2252(a)(1) and (b)(2), and Possession

1 of Child Pornography, in violation of 18 U.S.C. § 2252(a)(4)(B). Dkt. No. 38. In his  
 2 Plea Agreement, Defendant agreed to forfeit his interest in the above-listed property  
 3 pursuant to 18 U.S.C. § 2253(a). *Id.* ¶ 13.

4 On January 11, 2021, the Court entered a Preliminary Order of Forfeiture, finding  
 5 the above-identified property forfeitable pursuant to 18 U.S.C. § 2253(a) and forfeiting to  
 6 the United States Defendant's interest in it. Dkt. No. 48.

7 Thereafter, as required by 21 U.S.C. § 853(n)(l) and Fed. R. Crim. P.  
 8 32.2(b)(6)(C), the United States published on the forfeiture.gov website notice of the  
 9 Preliminary Order of Forfeiture and the government's intent to dispose of the property in  
 10 accordance with governing law. Dkt. No. 50. That notice informed any third parties  
 11 claiming an interest in the property that they were required to file a petition with the  
 12 Court within 60 days of the notice's first publication on January 13, 2021. *Id.*  
 13 Additionally, as required by Fed. R. Crim. P. 32.2(b)(6)(A), the United States also sent  
 14 notice and a copy of the Preliminary Order of Forfeiture directly to one individual who  
 15 was identified as a potential claimant. *See* Declaration of AUSA Jehiel I. Baer in Support  
 16 of Motion for Entry of a Final Order of Forfeiture ¶ 2, Exhibit A. As provided by 21  
 17 U.S.C. § 853(n)(2), that notice informed the potential claimant that if the recipient  
 18 wanted to assert an interest in the property, the recipient was required to file a petition  
 19 within 30 days of receiving the notice. *Id.* ¶ 3. The notice was delivered on or about  
 20 January 22, 2021. *Id.* No third parties have filed a petition, and the relevant period for  
 21 doing so has expired. *Id.*; *see also* Docket (CR19-198-JLR); 21 U.S.C. § 853(n)(2); Fed.  
 22 R. Crim. P. 32.2(b)(6).

23 ///

25 ///

27 ///

1 As Defendant's rights in the above-identified property have been forfeited to the  
2 United States and ancillary proceedings have now concluded, the United States  
3 respectfully requests that the Court enter a final order forfeiting the property to the United  
4 States. A proposed order is submitted with this motion.

5  
6 DATED this 18th day of May, 2021.

7  
8 Respectfully submitted,  
9 TESSA M. GORMAN  
10 Acting United States Attorney

11  
12 s/Jehiel I. Baer  
JEHIEL I. BAER  
13 Assistant United States Attorney  
14 United States Attorney's Office  
700 Stewart Street, Suite 5220  
15 Seattle, WA 98101  
16 (206) 553-2242  
[Jehiel.Baer@usdoj.gov](mailto:Jehiel.Baer@usdoj.gov)  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on May 18, 2021, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the parties of record.

s/Hannah G. Williams

HANNAH G. WILLIAMS

FSA Paralegal II, Contractor

United States Attorney's Office

700 Stewart Street, Suite 5220

Seattle, Washington 98101

(206) 553-2242

[Hannah.Williams2@usdoj.gov](mailto:Hannah.Williams2@usdoj.gov)